

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Inventor** : **David Elberbaum**

**Title** : **Method and Apparatus for Continuous Feed of Disks for  
Recording Digital Video Signals and Authenticating the  
Digitally Recorded Disks**

**Patent No.** : **7,315,685** **Serial No.:** **09/759,588**

**Issued** : **Jan. 1, 2008** **Filing Date:** **Oct. 16, 2000**

October 24, 2008

Mail Stop: Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR EXCUSE IN ERROR OF PAYMENT OF FEES AS SMALL ENTITY  
PURSUANT TO 37 CFR § 1.28 (C)**

To the Commissioner for Patents:

It has now come to the applicant's attorneys' attention that the fees paid for the above-referenced patent application were incorrectly and in good faith paid as a small entity. . Thus, it is hereby requested that the error in payment of the fees as a small entity be excused and the deficiency fees be accepted.

The fees incorrectly paid as a small entity are itemized in the table below. As detailed on the table below, the total deficient amount to be paid is \$1,825.00 The commissioner is hereby authorized to charge the total deficient amount on Deposit Account No. 50-1290.

11/20/2008 CKHLOK 00000004 501290 09608901  
01 FC:1559 1025.00 DA

<b>Large Entity Fee Due</b>	<b>Small Entity Fee Paid</b>	<b>Date of Payment of Small Entity Fee</b>	<b>Deficient Amount Now Due</b>
Extension for response within second month \$490.00	Extension for response within second month \$225.00	03/06/06	Extension for response within second month <b>\$265.00</b>
Request for continued examination (RCE) \$810.00	Request for continued examination (RCE) \$395.00	09/26/06	Request for continued examination (RCE) <b>\$415.00</b>
Extension for response within second month \$490.00	Extension for response within second month \$225.00	09/06/06, 09/26/06 <sup>1</sup>	Extension for response within second month <b>\$265.00</b>
Extension for response within first month \$130.00	Extension for response within first month \$60.00	03/26/07	Extension for response within first month <b>\$70.00</b>
Utility Issue Fee \$1,510.00	Utility Issue Fee \$700.00	09/25/07	Utility Issue Fee <b>\$810.00</b>
<b>Total Deficient Amount Now Due: \$1,825.00</b>			

It is believed that no other deficiencies or fees are due with this paper. However, the commissioner is hereby authorized to charge any such fees to the Deposit Account No. 50-1290.

A Power of Attorney and a Statement Under 37 CFR 3.373(b) are being submitted herewith.

<sup>1</sup> \$60.00 was paid on 9/06/06 with a request for an extension for response within one month; on 09/26/08 \$165.00 was paid to extend the time for response to a second month. Thus, the total paid for the extension for response within two months was \$225.00

Please direct any inquiries regarding this paper to the Applicant's undersigned attorney who may be reached directly by telephone at (212)940-8712.

Respectfully submitted,

/Linda S. Chan/  
Linda S. Chan  
Reg. No. 42,400

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